

the last paragraph of Column one on page 437, Compiled Laws of Alaska, 1933, the following:

Workmen's  
Compensation;  
Temporary  
disability, when  
paid.

“Payment for such temporary disability shall be made at the time compensation is customarily paid for labor performed or services rendered at the plant or establishment of the employer liable therefor and not less than once a month in any event.

“Daily average  
wages,” how  
determined.

The average daily wage earning capacity of an injured employee in case of temporary disability shall be determined by his actual earnings if such actual earnings fairly and reasonably represent his daily wage earning capacity. If such earnings do not fairly and reasonably represent his daily wage earning capacity, the court or jury shall, in the interest of justice, fix such daily wage earning capacity as shall be reasonable and have a due regard for the nature of his injury, the degree of temporary impairment, his usual employment and any other factor or circumstance in the case which may affect his capacity to earn wages in his temporary disabled condition.”

Approved March 27, 1941.

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## CHAPTER 45.

### AN ACT

[H. B. 25]

To regulate the sale, gift, barter, exchange or distribution of amytal, luminal, veronal, barbital, acid diethyl-barbituric and their derivatives; chloral-hydrate, and para-amino-benzene sulfonamide and their derivatives, providing a penalty.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. It shall be unlawful for any person, firm or corporation, to sell, give away, barter, exchange or

distribute amytal, luminal, veronal, barbital, acid diethylbarbituric, or any of their salts, derivatives, or compounds of the foregoing substances, or any preparation or compound containing any of the foregoing substances, or their salts, derivatives or compounds, or any registered, trade-marked or copyrighted preparation or compound registered in the United States Patent Office containing more than one grain to the avoirdupois or fluid ounce of the above substances, except upon the written order or prescription of a physician, surgeon, dentist or veterinary surgeon duly licensed to practice in the Territory of Alaska; except as follows, to wit: That a licensed Drug-gist in the Territory may counter prescribe and sell not exceeding ten grains of the above listed drugs or derivatives to any one person in any one transaction, and such sale must be recorded in the Poison Register Book as provided by law, giving the name and address of purchaser, date of sale, name and amount of drug, and its use; or to sell, give away, barter, exchange or distribute chloral-hydrate and para-amino-benzene sulfonamide, sulfanilamid, sulfamidyl, prontylin, prontosil, neo prontosil, neo protylin, edimalin, sulfonamide or any salts, derivatives or compounds thereof or any registered, trade-marked or copyrighted preparation or compound registered in the United States Patent Office containing said substances, except upon authority, order or prescription of a physician, surgeon, dentist or veterinary surgeon duly licensed to practice in the Territory of Alaska, and shall not be refilled without the authority of the prescriber: Provided, however, that the above provisions shall not apply to the sale at wholesale by drug jobbers, drug wholesalers and drug manufacturers to pharmacies, hospitals, or to physicians, dentists or veterinary surgeons, nor to each other, nor to the sale at retail in pharmacies by pharmacists to each other or to physicians, surgeons, dentists or veterinary surgeons duly licensed to practice in this Territory.

Sale, etc., of certain sleep producing and other drugs without prescription, prohibited, exceptions.

Penalty.

Section 2. Any person violating any portion of foregoing section, shall be liable to a fine of not less than One Hundred Dollars nor more than Five Hundred Dollars; or by imprisonment for not more than one hundred and eighty days, or by both such fine and imprisonment.

Approved March 27, 1941.

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## CHAPTER 46.

### AN ACT

[H. B. 78]

To provide for the registering of nurses in the Territory of Alaska, creating a Nurses' Examining Board, defining its functions and powers, prohibiting any person from nursing as a registered nurse, or a graduate nurse, unless qualified as provided herein, providing penalties for any violation of the provisions of this Act, and making an appropriation therefor.

*Be it enacted by the Legislature of the Territory of Alaska:*

Registered  
Nurses.

Section 1. On and after the first day of July, 1941, it shall be unlawful for any person in the Territory of Alaska, in any manner whatsoever, to represent herself to be a registered nurse, unless registered as in this Act provided, or as a graduate nurse, unless possessing the education, qualifications and training provided in Section 7 of this Act.

Nurses' Exam-  
ining Board,  
created, appoint-  
ed by Governor,  
etc.

Section 2. EXAMINING BOARD—APPOINTMENT, QUALIFICATIONS, ETC. Within thirty (30) days after the taking effect of this Act, the Governor of the Terri-